

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

FILED

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MIDDLE DISTRICT OF FLORIDA
TAMPA, FLORIDA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 8:03-cr-77-T-30TBM

**SAMI AMIN AL-ARIAN,
and SAMEEH HAMMOUDEH,**

Defendants.

ORDER

THIS CAUSE is before the court on Sami Al-Arian's **Addendum to Motion to Modify Conditions of Detention** (Doc. 139) and Sameeh Hammoudeh's **Motion for Contact Visit and Telephone Calls** (Doc. 131). On May 27, 2003, this court entered an order denying the Defendants previous motions directed toward conditions of confinement at USP Coleman. To the extent that Mr. Al-Arian's addendum to such motions request additional relief, the motion is denied for reasons forth in the previous order. That is, **Defendants have failed to demonstrate that the conditions at Coleman violate applicable standards.**¹ Regarding Mr. Hammoudeh's request for contact visit and telephone calls, the motion is likewise denied. As noted in the previous order, minimum standards do not require that pretrial detainees have contact visits. As further noted therein, it is the policy of the U.S. Marshal for this district that no pretrial detainees have such contact visits. Thus, the matter is

¹ The court is addressing the matter of strip searches separately.

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not one peculiar to Mr. Hammoudeh's confinement at Coleman. The court is advised that there is a procedure in place for Mr. Hammoudeh to use the telephone to contact counsel and likewise a procedure for outside telephone calls. The motion does not demonstrate that Coleman is not following such procedure or that his rights are being violated from the procedures actually employed.

Accordingly, Mr. Al-Arian's **Addendum to Motion to Modify Conditions of Detention** (Doc. 139) and Mr. Hammoudeh's **Motion for Contact Visit and Telephone Calls** (Doc. 131) are **DENIED** without prejudice.

Done and Ordered in Tampa, Florida, this 2nd day of June 2003.



THOMAS B. McCOUN III
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:
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U.S. Pretrial Services

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